



CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.	
Feb. 24, 2005 Date	Paula S. Linkhart Signature

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PENNER, Greg A.  
BLEDIG, Stefan A.  
CONNER, Timothy W.  
CONCIBIDO, Vergel C.

Serial No.: 10 / 071,272

Filed: February 8, 2002

For: Identification of Seeds or Plants Using  
Phenotypic Markers

Group Art Unit: 1661

Examiner: Wendy Haas

Atty. Dkt. No.: 11898.0021.NPUS01  
(MOBS:021)

Commissioner for Patents

P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Third Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. A copy of reference U1 is attached.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Third Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The Commissioner is authorized to deduct the fee of \$180 for this Third Supplemental Information Disclosure Statement pursuant to § 1.97(c) and § 1.17(p). Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/**11898.0021.NPUS01**.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



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Date: February 24, 2005



Form PTO-1449 (modified)

Atty. Docket No.  
11898.0021.NPUS01Serial No.  
10 / 071,272
**List of Patents and Publications for Applicant's  
SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT**

(Use several sheets if necessary)

Applicant  
PENNER, Greg A., et al.Filing Date:  
February 8, 2002

Group: 1661

U.S. Patent Documents  
*See Page 1*Foreign Patent Documents  
*See Page 1*Other Art  
*See Page 1***U.S. Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1						
	A2						
	A3						
	A4						

**Foreign Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1						
	B2						
	B3						
	B4						

**Other Art (Including Author, Title, Date Pertinent Pages, Etc.)**

Exam. Init.	Ref. Des.	Citation
	C5	Olson, Joan, "Accessing Seed Technologies Will Your Local Seed Supplier Have the Seeds You Want?", Farm Industry News, December 1998
	C6	
	C7	
	C8	

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

**INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)**